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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/725,419	12/03/2003	Satoshi Egawa	117183	8787

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EXAMINER
RILEY, MARCUS T

ART UNIT	PAPER NUMBER
2625	

NOTIFICATION DATE	DELIVERY MODE
06/08/2010	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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PTOL-90A (Rev. 04/07)

	Application No.	Applicant(s)
Advisory Action	10/725,419	EGAWA ET AL.
Before the Filing of an Appeal Brief	Examiner	Art Unit	
	MARCUS T. RILEY	2625	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED <u>27 May 2010</u> FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

   a) ☐ The period for reply expires _____months from the mailing date of the final rejection.

   b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

       Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

<u>NOTICE OF APPEAL</u>

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

<u>AMENDMENTS</u>

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because

   (a)☐ They raise new issues that would require further consideration and/or search (see NOTE below);

   (b)☐ They raise the issue of new matter (see NOTE below);

   (c)☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or

   (d)☐ They present additional claims without canceling a corresponding number of finally rejected claims.

       NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).

5. ☐ Applicant's reply has overcome the following rejection(s): _____.

6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

   The status of the claim(s) is (or will be) as follows:

   Claim(s) allowed: _____.

   Claim(s) objected to: _____.

   Claim(s) rejected: _____.

   Claim(s) withdrawn from consideration: _____.

<u>AFFIDAVIT OR OTHER EVIDENCE</u>

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will <u>not</u> be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).

9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will <u>not</u> be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).

10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

<u>REQUEST FOR RECONSIDERATION/OTHER</u>

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because: <u>See Continuation Sheet.</u>

12. ☐ Note the attached Information *Disclosure Statement*(s). (PTO/SB/08) Paper No(s). _____

13. ☐ Other: _____.

/David K Moore/	/MARCUS T. RILEY/
Supervisory Patent Examiner, Art Unit 2625	Examiner, Art Unit 2625

Continuation of 11. The jest of Applicant's arguments are that the cited references fail to disclose wherein the image forming device comprises: a receiving unit that: receives a print request from the external device, the print request including printing data to be printed in accordance with the print request, and after reception of the printing data has begun, receives an editing request from the external device to edit the printing data; and a controller that: initiates an editing mode of the image forming device which enables editing of the printing data previously stored in the memory of the image forming device in response to the received editing request, the print request not being edited by the editing of the printing data, and performs data processing for providing image data from the printing data stored in the memory, as recited in claim 1 and similarly in claims 15, 29 and 36.

Examiner understands applicant arguments but respectfully disagree. Kurozasa '546 discloses a receiving unit that: receives a print request from the external device at column 6, lines 1-7. Kurozasa '546 specifically states that the Digital Copying Machine 1 of Fig 1 is connected to the printer server PS and receives a number of print requests from the client computers CC1 to CC4 via PS. Kurozasa '546 also discloses where the print request includes the printing data to be printed in accordance with the print request at column 6, lines 1-7. The digital copying machine 1 receives a number of print requests (print jobs and copying jobs), stores the received job data, and sequentially print-outputs the data in the received order.

Nakajima '620 at Column 6, line 56 thru column 7, line 39 and Step S101-S111 discloses wherein after reception of the printing data has begun, receives an editing request from the external device to edit the printing data. Specifically, Fig. 1 shows the Host Computer 1 and Fig. 9, Step S105 edits the print data. Nakajima '620 at Fig. 2, discloses a Data Edit Controller 15 that: initiates an editing mode of the image forming device which enables editing of the printing data at Fig. 9, Step S105 previously stored in the memory, Fig. 9, Step S104, of the image forming device in response to the received editing request, the print request not being edited by the editing of the printing data, and performs data processing for providing image data from the printing data stored in the memory. For example, referring to Fig. 9, when a print request is input from the AP or the like at Step S101, the print controller 11 of Fig. 2, converts a data which is an object of printing into a print control code of a structure which can be read by the printing device 2. The spooler 12 stores the print control code into the spool file 13 at Step S104 and an edit instruction is input at Step S105 and edited at Step S107.

The request for reconsideration has been considered but does NOT place the application in condition for allowance because: Upon further review the Examiner respectfully believes that the cited prior art reads on the claim limitations and maintains the Final Rejection of 03/03/2010.